

CONFIDENTIAL

OLC 71-2042

30 November 1971

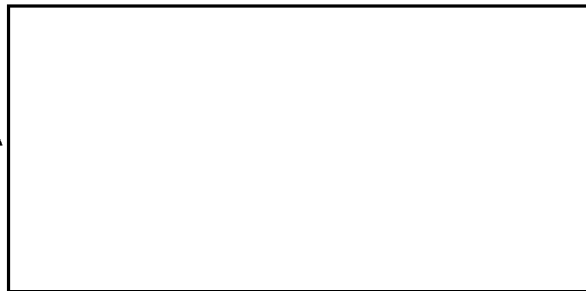
MEMORANDUM FOR THE RECORD

SUBJECT: Conversation with Mr. James T. Kendall, Chief Counsel,
Subcommittee on Preparedness Investigating, Senate
Armed Services Committee

1. Mr. Kendall called me this afternoon and said that Senator Stennis had asked him to pull together the various laws and regulations pertaining to the intelligence community. Mr. Kendall has seen the Agency's initial "Guide to CIA Statutes and Law" and asked if we could provide him with a copy. I told him we would be happy to do so.

2. He said that would take care of the Agency, but he would also need copies of the documents by which USIB was established. I told him I would see what we could come up with on this and be back in touch with him tomorrow.

25X1A



Distribution:

Orig. - Committee file
1 - Ex/Dir
1 - OGC
1 - NIPE

CONFIDENTIAL

CONFIDENTIAL

25X1 5. ([] - JMM) Called Ed Braswell, Chief Counsel, Senate Armed Services Committee, who said he thought it would be an excellent idea for the Director to thank Senator Stennis for his support during last week's debate on the intelligence situation.

Mr. Braswell said he was still concerned over the legal authority under which the Director carried out his "two hat" responsibilities over the Agency and the community. He indicated that this authority might come under further attack in the Senate and he and Senator Stennis wanted to be prepared to debate the issue from a strictly legal standpoint. I pointed out the broad provisions of the National Security Act, but Braswell noted that nowhere did the Act authorize the establishment of a United States Intelligence Board or prescribe the Director's authority as Chairman of the Board. He noted too that there were no Executive Orders covering this ground, and in the absence of any specific documentary authority the whole system was subject to legal attack. He asked whether we had anybody in the Agency who could prepare a legal analysis of the Director's authority. I said we would be glad to have a go at it. He said he might also query the Attorney General in this connection.

Referring to followup questions from the Director's appearance before the full Committee on 23 November, Braswell said I should go ahead and make arrangements to brief Senators Tower and Dominick privately on the internal situation in China. When I asked about followup questions which Senator Stennis said he planned to submit following the Director's appearance, Braswell said these were questions he had prepared and were of no urgency. I said in that case we would forget about them until we heard from him further.

25X1 6. ([] - JMM) Called Phillip Trimble, Senate Foreign Relations Committee staff, and arranged for him to visit Headquarters at 2:30 p.m. on Wednesday, 1 December, for a briefing on the ChiCom strategic weapons program by Mr. Duckett.

25X1 7. ([] - JMM) Called Jean Garnett, Secretary to Representative Lucien Nedzi, to make a date with Mr. Nedzi to follow up on some matters we had discussed previously. She said Mr. Nedzi would be tied up most of the day on the floor and I agreed to call again tomorrow.

25X1 8. ([] - RJK) Delivered to the offices of Senators Alan Cranston (D., Calif.), Lee Metcalf (D., Mont.), Russell B. Long (D., La.), Mike Mansfield (D., Mont.), and J.W. Fulbright (D., Ark.)

STATSPEC [] in which their names were mentioned.

CONFIDENTIAL